

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

UNITED STATES OF AMERICA <i>ex</i>)	
<i>rel.</i> KAMAL MUSTAFA AL-SULTAN,)	
)	
Plaintiff/Relator,)	
)	
v.)	CIVIL CASE NO.
)	1:05-CV-02968-TWT
THE PUBLIC WAREHOUSING)	
COMPANY, K.S.C., <i>et al.</i> ,)	
)	
Defendants.)	

CONSENT MOTION FOR EXTENSION OF FILING DEADLINES

COME NOW Defendants The Public Warehousing Company, K.S.C., The Sultan Center Food Products Company, K.S.C., Tarek Abdul Aziz Sultan Al-Essa, Charles Tobias Switzer, and Emad AlSaleh (collectively, “Defendants”), and Relator Kamal Mustafa Al-Sultan (“Relator”), and hereby request that this Court enter an order extending (1) the deadline for Defendants to file their answers and/or motions in response to Relator’s Complaint, First Amended Complaint, and Second Amended Complaint (the “Complaints”); (2) the deadline for Relator to file any response(s) to Defendants’ answers and/or motions; and (3) the deadline

for Defendants to file any replies.¹ Specifically, the parties respectfully request that the Court set the following agreed-upon deadlines: Defendants will file their answers and/or motions by August 22, 2016; Relator will file any response(s) by November 9, 2016; and Defendants will file any replies by December 9, 2016. Good cause exists for extending the deadlines in this fashion, for the reasons detailed below.

On May 12, 2016, the Court entered an Order granting Relator's Motion for Service by Alternative Means on Defendants Residing in Kuwait (the "Order"). (Dkt. 147.) Relator's counsel has informed counsel for all Defendants that Relator believes he has complied with the Order as to all Defendants. Over the course of subsequent communications among Defendants' counsel and Relator's counsel, the parties agreed that Defendants should have approximately 60 days to file their answers and/or motions responding to the Complaints, that Relator should have approximately 60 days thereafter to file any response, and that Defendants should

¹ Defendants are specially appearing here solely to seek entry of the proposed consent order regarding a briefing schedule. The filing of this consent motion does not constitute an admission that service has been proper, that this Court has jurisdiction over this case or any of Defendants, or that venue is proper. Defendants hereby expressly reserve, and do not waive, their right to bring motions to challenge the Court's jurisdiction and venue (as well as the adequacy of the pleadings) including, without limitation, motions under Federal Rules of Civil Procedure 12(b)(1)-(6) at a later time.

have approximately 30 days to file any replies. Consequently, the parties agree that briefing should proceed according to the filing deadlines specified herein and in the Proposed Order attached to this motion. The parties believe that this agreed-upon schedule will provide all parties with adequate time to address the complex issues raised by the Complaints.

WHEREFORE, the parties respectfully request that the Court continue the deadline for Defendants to file answers and/or motions in response to Relator's Complaints until August 22, 2016; the deadline for Relator to file any response(s) to Defendants' answers and/or motions until November 9, 2016; and the deadline for Defendants to file any replies until December 9, 2016.

Dated: July 15, 2016

Respectfully submitted,

s/ Richard Marmaro

Richard Marmaro (admitted *Pro Hac Vice*)

Cal. Bar No. 091387

Matthew E. Sloan (admitted *Pro Hac Vice*)

Cal. Bar No. 165165

SKADDEN ARPS SLATE MEAGHER & FLOM LLP

300 S. Grand Avenue, Suite 3400

Los Angeles, California 90071-3144

Telephone: (213) 687-5000

Facsimile: (213) 687-5600

Dated: July 15, 2016

Respectfully submitted,

s/ Kristin N. Tahler

Kristin N. Tahler (admitted *Pro Hac Vice*)

QUINN EMANUEL URQUHART & SULLIVAN, LLP

865 S. Figueroa St., 10th Floor

Los Angeles, California 90017

Telephone: (213) 443-3000

Facsimile: (213) 443-3100

Dated: July 15, 2016

Respectfully submitted,

s/ Richard H. Deane, Jr.

Richard H. Deane, Jr.

Ga. Bar No. 214875

JONES DAY

1420 Peachtree Street, N.E., Suite 800

Atlanta, Georgia 30309-3053

Telephone: (404) 521-3939

Facsimile: (404) 581-8330

Attorneys for Defendants

The Public Warehousing Company, K.S.C. and

Tarek Abdul Aziz Sultan Al-Essa

Dated: July 15, 2016

Consented to by:

s/ Anthony L. Cochran

Anthony L. Cochran

Ga. Bar No. 172425

John D. Dalbey

Ga. Bar No. 003150

CHILIVIS, COCHRAN, LARKINS & BEVER,
LLP

3127 Maple Drive, NE

Atlanta, GA 30305

(404) 233-4171 (telephone)

(404) 261-2842 (facsimile)

alc@cclblaw.com
jdd@cclblaw.com

Attorneys for Defendant The Sultan Center Food
Products Company, K.S.C.

Dated: July 15, 2016

Consented to by:

s/ William R. Mitchelson, Jr.

William R. Mitchelson, Jr.

Ga. Bar No. 513811

T.C. Spencer Pryor

Ga. Bar No. 589251

ALSTON & BIRD LLP

1201 West Peachtree Street

Atlanta, Georgia 30309-3424

(404) 881-7000 (phone)

(404) 881-7777 (fax)

Attorneys for Defendant Charles Tobias Switzer

Dated: July 15, 2016

Consented to by:

s/ Michael Kendall

Michael Kendall

Yakov Malkiel

WHITE & CASE LLP

75 State Street

Boston, Massachusetts 02109-1814

Telephone: (617) 979-9300

Facsimile: (617) 979-9301

Attorneys for Defendant Emad AlSaleh

Dated: July 15, 2016

Consented to by:

s/ Raymond L. Moss

Raymond L. Moss

Georgia Bar No. 526569

MOSS & GILMORE LLP

Suite 1025

Atlanta, Georgia 30326

Telephone: (678) 381-8600

Facsimile No. (815) 364-0515

Email: rlmoss@mossgilmorelaw.com

Attorneys for Relator Kamal Mustafa Al-Sultan

LOCAL RULE 5.1 CERTIFICATION

I hereby certify that this document has been prepared in Times New Roman 14-point font in accordance with Local Rule 5.1.

Dated: July 15, 2016

Respectfully submitted,

s/ Richard Marmaro

Richard Marmaro

Attorneys for Defendants

The Public Warehousing Company, K.S.C. and
Tarek Abdul Aziz Sultan Al-Essa

CERTIFICATE OF SERVICE

I hereby certify that on this day I have caused a copy of the foregoing document to be electronically filed with the Clerk of Court using the CM/ECF system, which will automatically send email notification of such filings to all counsel of record.

This 15th day of July, 2016.

s/ Richard Marmaro

Richard Marmaro